



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: WARE, Carl

Examiner: Phuong N. Huynh

Serial No.: 09/549,096

Group Art Unit: 1644

Filed: April 12, 2000

Docket: 051501-0276397

For: LIGAND FOR HERPES SIMPLEX VIRUS ENTRY MEDIATOR AND METHODS OF USE

STATEMENT UNDER 37 C.F.R. § 1.821 (f) and (g)

RECEIVED

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U.S. Commissioner of Patents
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Sir or Madam:

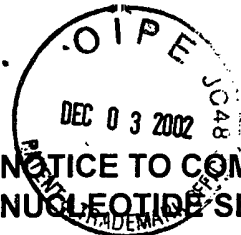
The contents of the paper copy of the SEQUENCE LISTING and computer readable form submitted herewith are the same. The paper copy of the SEQUENCE LISTING and the computer readable form of the SEQUENCE LISTING do not add new matter.

Respectfully submitted,

PILLSBURY WINTHROP LLP

John R. Wetherell
Reg. No. 31,678

Date: 11/25/02



Application No.: 09/549,096

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☒ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☒ 7. Other: There are three problems: (1) Misaligned amino numbering; (2) Invalid use of X in the sequence itself (See field <226>, <253> and <282>, in particular). Per sequence rules, applicant should use "n" and explain in field <220> and <223> section. (3) Move amino acid residue Met Glu Glu under their codon and do not use Tab key because it causes misalignment when CRF is processed.

Applicant Must Provide:

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

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